IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

APPEAL FROM ORDER No 452 of 2000
with
Civil Application No.11200 of 2000
with
Appeal from Order No.453 of 2000
with
Civil Application No.11202 2000

For Approval and Signature:

Hon'ble MR.JUSTICE P.B.MAJMUDAR

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1. Whether Reporters of Local Papers may be allowed to see the judgment? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

PRECISION TECHNOFAB & ENGINEERING PVT. LTD.
Versus
GOVERNMENT OF CHHATISGARH (ERSTWHILE GOVT. OF M.P.)

Appearance:
Mr.Mihir Thakore, Senior Advocate, with
MS MINI M NAIR for Petitioner No. 1
GOVERNMENT PLEADER for Respondent No. 1
RULE UNSERVED for Respondent No. 2
RULE SERVED for Respondent No. 3

CORAM : MR.JUSTICE P.B.MAJMUDAR

Date of decision: 17/02/2003

ORAL JUDGEMENT

At the time of hearing of these Appeals, learned Government Pleader has pointed that the Irrigation Department of Chattisgarh State has already received full amount in connection with their dues from the present appellants and, now, no further amount is required to be recovered from the present appellants. The said statement is made after getting appropriate instructions from Mr.R.C. Sharma, the concerned Officer of the Irrigation Department of Chattisgarh State. The Government Pleader has also placed on record copy of the letter written by the Executive Engineer of the concerned Department, to the Manager, Central Bank of India. In the said letter, it is clearly mentioned that the entire recoveries have been made. The said letter is kept on record. Since the appellant has cleared up the entire dues of the concerned Department, naturally, the said Bank guarantee / deposit is not now required to be kept alive. Under the said circumstances, now, since the dispute itself has come to an end, Mr.Thakore, learned Senior Counsel, wants to withdraw both these Appeals. Appeals are disposed of as withdrawn and the concerned Banks now will received from the Executive Engineer, which is placed on the record of these Appeals.

In view of the above order passed in the Appeals, no orders are required to be passed in the Civil Applications. Accordingly, the Civil Applications are disposed of. Rule is discharged. Interim relief, if any, shall stand vacated.

17th February, 2003 (P.B. Majmudar, J.)

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(apj)